Section 106

Return of Final Meeting in a **Creditors' Voluntary Winding Up**

Pursuant to Section 106 of the insolvency Act 1986

To the Registrar of Companies

S.106

Company Number

06745876

Name of Company

Acorn Fencing (South Essex) Limited

We

Jamie Taylor, The Old Exchange, 234 Southchurch Road, Southend on Sea, SS1 2EG

Wayne Macpherson, The Old Exchange, 234 Southchurch Road, Southend on Sea, Essex, SS1 2EG

Note The copy account must be **Buthenticated by the written** signature(s) of the Liquidator(s)

1 give notice that a general meeting of the company was duly held-en/summoned for 09 February 2017 pursuant to section 106 of the Insolvency Act 1986, for the purpose of having an account (of which a copy is attached) laid before it showing how the winding up of the company has been conducted, and the property of the company has been disposed of, and that the same was done-accordingly / no quorum was present at the meeting,

2 give notice that a meeting of the creditors of the company was duly held on/summoned for 09 February 2017 pursuant to Section 106 of the Insolvency Act 1986, for the purpose of having the said account laid before it showing how the winding up the company has been conducted and the property of the company has been disposed of and that the same was done asserdingly/no quorum was present at the meeting

The meeting was held at The Old Exchange, 234 Southchurch Road, Southend on Sea, Essex, SS1 2EG

The winding up covers the period from 26 February 2016 to the final meeting on 09 February 2017

The outcome of any meeting (including any resolutions passed) was as follows

THAT the joint liquidators' final report and account of receipts and payments be approved

THAT the joint liquidators be granted their release

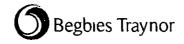
Wayne Macpherson

Date 09 February 2017

Begbies Traynor (Central) LLP The Old Exchange 234 Southchurch Road Southend on Sea **SS1 2EG**

Ref AC108CVL/JT/WM/GNL/IXG/RF





Acorn Fencing (South Essex) Limited (In Creditors' Voluntary Liquidation)

Final report and account of the liquidation

Period: 26 February 2016 to 09 February 2017

Important Notice

This report has been produced solely to comply with our statutory duty to report to creditors and members of the Company pursuant to Section 106 of the Insolvency Act 1986. This report is private and confidential and may not be relied upon, referred to, reproduced or quoted from, in whole or in part, by creditors and members for any purpose other than this report to them or by any other person for any purpose whatsoever

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1. INTERPRETATION

Expression	<u>Meaning</u>			
"the Company"	Acorn Fencing (South Essex) Limited (In Creditors' Voluntary Liquidation)			
"the liquidation"	The appointment of liquidators pursuant to Section 98 of the Insolvency Act 1986 on 26 February 2016			
"the liquidators", "we", "our" and "us"	Jamie Taylor of Begbies Traynor (Central) LLP, The Old Exchange, 234 Southchurch Road, Southend on Sea, SS1 2EG and Wayne Macpherson of The Old Exchange, 234 Southchurch Road, Southend			
	on Sea, Essex, SS1 2EG			
"the Act"	The Insolvency Act 1986 (as amended)			
"the Rules"	The Insolvency Rules 1986 (as amended)			
"secured creditor" and "unsecured creditor"	Secured creditor, in relation to a company, means a creditor of the company who holds in respect of his debt a security over property of the company, and "unsecured creditor" is to be read accordingly (Section 248(1)(a) of the Act)			
"secunty"	(i) In relation to England and Wales, any mortgage, charge, tien or other security (Section 248(1)(b)(i) of the Act), and			
	(ii) In relation to Scotland, any security (whether heritable or moveable), any floating charge and any right of lien or preference and any right of retention (other than a right of compensation or set off) (Section 248(1)(b)(ii) of the Act)			
"preferential creditor"	Any creditor of the Company whose claim is preferential within Sections 386, 387 and Schedule 6 to the Act			

2. COMPANY INFORMATION

Trading name(s) Acom Fencing (South East) Limited

Company registered number 06745876

Company registered office The Old Exchange, 234 Southchurch Road, Southend on Sea,

Essex, SS1 2EG

Former trading address Cockridden Farm Industrial Estate, Herongate, Essex, CM13

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3. DETAILS OF APPOINTMENT OF LIQUIDATORS

Date winding up commenced 26 February 2016

Date of liquidators' appointment 26 February 2016

Changes in liquidator (if any) None

4. PROGRESS SINCE APPOINTMENT

This is our final report and account of the liquidation

Receipts and Payments

Attached at Appendix 1 is our abstract of receipts and payments for the period from 26 February 2016 to 09 February 2017

A Liquidation Committee was not formed

What work has been done in the period of this report, why was that work necessary and what has been the financial benefit (if any) to creditors?

Details of the types of work that generally fall into the headings mentioned below are available on our firm's website - http://www.begbies-traynorgroup.com/work-details Under the following headings we have explained the specific work that has been undertaken on this case. Not every piece of work has been described, but we have sought to give a proportionate overview which provides sufficient detail to allow creditors to understand what has been done, why it was necessary and what financial benefit (if any) the work has provided to creditors

The costs incurred in relation to each heading are set out in the Time Costs Analysis which is attached at Appendix 2

General case administration and planning

- · Updating the electronically held information at this office,
- · General filing and printing of incoming communications,
- · Maintaining physical case files,
- · Review and update of case compliance checklists,
- Dealing with correspondence (physical and electronic) that is considered routine in the context of the engagement and otherwise does not directly fall into other categories,
- · Creation of file notes where necessary,
- · Completion of compliance and progression checklists,
- General case updates to include internal meetings to discuss continued case strategy and effect of instruction,
- Overseeing and controlling the work undertaken on this engagement by junior staff;
- · Review of case in preparation for closure,

On this engagement, the work identified above does not hold direct commercial benefit to members. Members benefit from this work as it ensures this particular engagement is dealt with to the standards expected and also in a timely fashion. Elements of this work are required to comply with best practice and statue.

Compliance with the Insolvency Act, Rules and best practice

- Dealing with statutory filing of appointment documentation,
- · Advertising of appointment and notice to creditors,
- Submission of forms to Companies House,
- Statutory advertising in the London Gazette,
- · Obtaining and reviewing the adequacy of the specific penalty bond periodically,
- · Ongoing consideration to ethical practice,
- Ongoing consideration to money laundering regulations,
- · Complying with risk management procedures,
- Updating case checklists and statutory dianes where necessary,

On this engagement, the work identified above holds no direct commercial benefit to members. It is the duty of the appointed office holder to comply with the Insolvency Act and Rules and creditors benefit from this being done to a standard expected of this firm

Investigations

- Corresponded with the Director of the insolvent entity to advise him of the effect of the insolvency and issue directors' questionnaires,
- Corresponded with Director to obtain details of Company's books and records,
- Contacting accountant for delivery up of company's files to include accounts and tax returns,
- Contacting Company's bank to obtain copy statements and their subsequent review if received,
- Completion of internal Company Directors Disqualification Act ("CDDA") investigations and form,
- · Reviewing available records to determine any pre-appointment antecedent transactions,
- The office holders have made an appropriate submission to the Department for Business Innovation and Skills.

The office holders are obliged under the CDDA to conduct certain investigations into the affairs and conduct of the Company and its directors. A report is subsequently submitted. This work does not directly commercially benefit creditors and is a statutory requirement. However, sometimes this work overlaps with investigations on antecedent transactions which the office holders may pursue.

Realisation of assets

There were no assets available for realisation

Trading

The Company was not traded in Liquidation

Dealing with all creditors' claims (including employees), correspondence and distributions

- Creating and updating schedules of unsecured creditor claims,
- Preparing all necessary notices and forms and subsequently sending initial circular to creditors.
- Receipt of creditor claims and input on internal case management software,
- Review of creditor claim supporting information,
- Taking and dealing with phone calls from creditors,
- Acknowledgment of creditor claims correspondence and/or dealing with further queries on claims,
- Receipt of, consideration of and response to creditor correspondence,

On this engagement, the work detailed above has not had any direct financial benefit to creditors from the insolvent estate and has been undertaken to comply with the Insolvency Act and Rules together with best practice and enabling creditors to have evidence of their loss for tax and VAT purposes

Other matters which includes meetings, tax, litigation, pensions and travel

- Submitting relevant initial notification to HM Revenue & Customs,
- Post appointment tax compliance,
- Obtaining post appointment tax clearance from HM Revenue & Customs,

On this engagement, the work detailed above has not had any direct financial benefit to creditors from the insolvent estate and has been undertaken to comply with the Insolvency Act and Rules together with best practice and enabling creditors to have evidence of their loss for tax and VAT purposes

OUTCOME FOR CREDITORS

The sums owed to creditors at the date of appointment based upon the information detailed in the director's statement of affairs are as follows

Secured creditors

There are no known secured creditors

Preferential creditors

There are no known preferential creditors

Unsecured creditors

Unsecured creditors were estimated at £20,873 48, and we have received unsecured claims in the total sum of £28,615 49

We confirm that no dividend is available for unsecured creditors, as no funds have been realised, so consequently we have not taken steps to formally agree the claims of unsecured creditors

Prescribed Part for unsecured creditors pursuant to Section 176A of the Act

Section 176A of the Act provides that, where the company has created a floating charge on or after 15 September 2003, the liquidator must make a prescribed part of the Company's net property available for the unsecured creditors and not distribute it to the floating charge holder except in so far as it exceeds the amount required for the satisfaction of unsecured debts. Net property means the amount which would, were it not for this provision, be available to floating charge holders out of floating charge assets (i.e. after accounting for preferential debts and the costs of realising the floating charge assets). The prescribed part of the Company's net property is calculated by reference to a sliding scale as follows.

- 50% of the first £10,000 of net property.
- 20% of net property thereafter,
- □ Up to a maximum amount to be made available of £600,000

A liquidator will not be required to set aside the prescribed part of net property if

- the net property is less than £10,000 and the liquidator thinks that the cost of distributing the prescribed part would be disproportionate to the benefit, (Section 176A(3)) or
- the liquidator applies to the court for an order on the grounds that the cost of distributing the prescribed part would be disproportionate to the benefit and the court orders that the provision shall not apply (Section 176A(5))

To the best of our knowledge and belief, there are no unsatisfied floating charges created or registered on or after 15 September 2003 and, consequently, there is no net property as defined in Section 176A(6) of the Act and, therefore, no prescribed part of net property is available for distribution to the unsecured creditors

Unsecured Non-Preferential Claims

The directors estimated statement of affairs reflects the sum of £7,500 00 owed to Mr. Darren Fowler for amounts personally injected into the company

H M Revenue & Customs have raised assessments for the period 1 September 2015 to 30 November 2015 of £10,417 00 in respect of outstanding VAT

REMUNERATION & DISBURSEMENTS

Remuneration

The firm's fee for assisting the Company in fulfilling the statutory requirements for placing the Company into Creditors' Voluntary Liquidation, including the preparation of the Statement of Affairs and convening the meetings of members and creditors, was fixed at £4,000 00 plus VAT and disbursements it was paid by the Director prior to the liquidation

The following further information in relation to our time costs and disbursements is set out at Appendix 2

- Time Costs Analysis for the period 26 February 2016 to 09 February 2017
- Begbies Traynor (Central) LLP's charging policy

We did not seek a fee resolution to fix the basis of our fees in this matter

For information only the costs that were incurred from the date of our appointment from 26 February 2016 to 09 February 2017 amount to £6,20 50 which represents 25 0 hours at an average rate of £240 82 per hour. All of which have been written off as irrecoverable.

Disbursements

Our disbursements have been written off as irrecoverable

Why have subcontractors been used?

No subcontractors were used in this case

Category 2 Disbursements

The following Category 2 disbursements have been incurred since the date of our appointment

Photocopying - £25 60

A copy of 'A Creditors' Guide to Liquidators Fees (E&W) which provides guidance on creditors' rights on how to approve and monitor a Liquidator's remuneration and on how the remuneration is set can be obtained online at www.begbies-traynor.com/creditorsguides Alternatively, if you require a hard copy of the Guide, please contact our office and we will arrange to send you a copy

LIQUIDATORS' EXPENSES

A statement of the expenses incurred is attached at Appendix 3 and have been written off as irrecoverable

8. UNREALISABLE ASSETS

There are no unrealisable assets

OTHER RELEVANT INFORMATION

Investigations and reporting on directors conduct

You may be aware that a liquidator has a duty to enquire into the affairs of an insolvent company to determine its property and liabilities and to identify any actions which could lead to the recovery of funds. In addition, as explained in the report circulated at the meeting of creditors convened pursuant to Section 98 of the Act, such report having also been sent to creditors following the meeting, a liquidator is also required to consider the conduct of the Company's directors and to make an appropriate submission to the Department for Business, Energy and Industrial Strategy. We can confirm that we have discharged our duties in these respects.

10. CONCLUSION

This report and account of receipts and payments was laid before final meetings of the Company and the creditors held on 09 February 2017 in accordance with Section 106 of the Act. Formal notice of the meetings and a proxy form are enclosed with the covering letter accompanying this report.

The meetings are a formal requirement of liquidation procedure and are a prelude to the formal dissolution of the Company, which will occur automatically, approximately three months later. Unless creditors otherwise resolve, pursuant to Section 173(2) of the Act we will be released from liability at the time that we vacate office.

In accordance with The Insolvency Regulations 1994 Paragraph 16(2), the liquidators may, at any time after the expiration of a period of one year from the date of dissolution, destroy or otherwise dispose of the books, papers and other records of the company

Should you require further explanation of any matters contained within this report, you should contact our office and speak to the case manager, Richard Fincken in the first instance, who will be pleased to assist

Wayne Macpherson Joint Liquidator

Dated 09 February 2017

ACCOUNT OF RECEIPTS AND PAYMENTS

Period 26 February 2016 to 09 February 2017

Acorn Fencing (South Essex) Limited (In Liquidation) Joint Liquidators' Summary of Receipts & Payments To 09/02/2017

£	£		S of A £
		ASSET REALISATIONS	
	NIL	Plant, Machinery & Equipment	NIL
	NIL	Motor Vehicle	NIL
	NIL	Cash in Hand	4,600 00
NIL			
		UNSECURED CREDITORS	
	NIL	Trade & Expense Creditors	(2,956 00)
	NIL	Director's Loan (Mr. Darren Fowler)	(7,500 00)
	NIL	H M Revenue & Customs (VAT)	(10,417 00)
NIL		,	, , ,
		DISTRIBUTIONS	
	NIL	Ordinary Shareholders	(100 00)
NIL		•	` ,
			(40.072.00)
NIL			(16,373.00)
		REPRESENTED BY	
NIL			

TIME COSTS AND DISBURSEMENTS

- a Begbies Traynor (Central) LLP's charging policy,
- b Time Costs Analysis for the period from 26 February 2016 to 09 February 2017

BEGBIES TRAYNOR CHARGING POLICY

INTRODUCTION

This note applies where a licensed insolvency practitioner in the firm is acting as an office holder of an insolvent estate and seeks creditor approval to draw remuneration on the basis of the time properly spent in dealing with the case it also applies where further information is to be provided to creditors regarding the office holder's fees following the passing of a resolution for the office holder to be remunerated on a time cost basis. Best practice guidance' requires that such information should be disclosed to those who are responsible for approving remuneration.

In addition, this note applies where creditor approval is sought to make a separate charge by way of expenses or disbursements to recover the cost of facilities provided by the firm it also applies where payments are to be made to parties other than the firm, but in relation to which the office holder the firm or any associate has an interest Best practice guidance? Indicates that such charges should be disclosed to those who are responsible for approving the office holder's remuneration, together with an explanation of how those charges are calculated

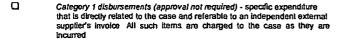
OFFICE HOLDER'S FEES IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES

The office holder has overall responsibility for the administration of the estate. He/she will delegate tasks to members of staff. Such delegation assists the office holder as it allows him/her to deal with the more complex aspects of the case and ensures that work is being carried out at the appropriate level. There are various levels of staff that are employed by the office holder and these appear below.

The firm operates a time recording system which allows staff working on the case along with the office holder to allocate their time to the case. The time is recorded at the individual s hourly rate in force at that time which is detailed below.

EXPENSES INCURRED BY OFFICE HOLDERS IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES

Best practice guidance classifies expenses into two broad categories



Category 2 disbursements (approval required) - items of expenditure that are directly related to the case which include an element of shared or allocated cost and are based on a reasonable method of calculation, but which are not payable to an independent third parry

The following items of expenditure are charged to the case (subject to approval)

Internal meeting room usage for the purpose of statutory meetings of creditors is charged at the rate of £100 (London £150) per meeting,

Car mileage is charged at the rate of 45 pence per mile

Storage of books and records (when not chargeable as a Category 1 disbursement)

in addition to the two categories referred to above best practice guidance indicates that where payments are to be made to outside parties in which the office holder or his firm or any associate has an interest, these should be treated as Category 2 disbursements. The following items of expenditure which relate to services provided by entitles within the Begbles Traynor Group are to be charged to the case (subject to approval)

Services provided by other entities within the Begbies Traynor group

The following items of expenditure which relate to services provided by entities within the Begbles Traynor group, of which the office holder's firm is a member are also to be charged to the case (subject to approval)

instruction of Eddisons Commercial Limited to provide assistance with the sale of assets. Their charges will be based on a percentage of realisations plus disbursements.

instruction of Eddisons Commercial Limited to provide a valuation of the Company's physical assets. Their charges will be based on a fixed fee to be agreed plus disbursements.

In addition to the services detailed above, it may become necessary to instruct Eddisons Commercial Limited to provide additional services, not currently anticipated, during the course of the case. In such circumstances and to avoid the costs associated with seeking further approval the charges for such services will be calculated on a time costs basis at the prevailing hourly rates for their various grades of staff which are currently as follows.

Grade of staff	Charge-out rate (£ per hour)
Director	£275
Associate	£180
Surveyor	£120
Graduate	£100
Administration	280
Poders	635

Instruction of Eddisons insurance Services Limited to provide insurance broking services and specifically open cover insurance for the insurable risks relating to the

case The cost of open cover insurance will vary during the course of the case depending upon the value of the assets and liability risks. The costs of insurance cover for subsequent quarter periods will be dependent upon prevailing insurance market conditions and the ongoing insurable risks on the case. Eddisons insurance Services Limited is not paid from the assets of the estate for the services it provides in accordance with standard insurance industry practice, Eddisons insurance Services Limited will receive payment of commission for the services it provides directly from the open cover insurer. The commission is calculated as a percentage of the insurance premiums payable and such percentage will depend upon the class or classes of assets being insured.

Services provided by an entity in which an Office Holder has an interest

The following items of expenditure which relate to services provided by an entity that a licensed insolvency practitioner within the firm has an interest in are also to be charged to the case (subject to approval)

Storage of books and records (when not rechargeable as a Category 1 expense) is charged by Archive Facilities (Southend) Limited, an associated company. The rates applying as at the date of this report are Minimum charge of £40 per quarter for up to three boxes, Four to Two Hundred Boxes charged at £11 per quarter per box, over two hundred boxes are charged at half the aforementioned price (£550 per box per quarter). Mileage for collection of books and records is charged at 55p per mile. Provision of cardboard box charged at £2.75 per box. Where Archive Facilities (Southend) Limited are required to physically pack the books and records, there is a minimum charge of 2 hours at £15 per hour per person required, and at £15 per hour for each hour thereafter. All figures stated are net.

The following items of expenditure will normally be treated as general office overheads and will not be charged to the case although a charge may be made where the precise cost to the case can be determined because the Item satisfies the test of a Category 1 disbursement

Telephone and facsimile, Printing and photocopying, Stationery

BEGBIES TRAYNOR CHARGE-OUT RATES

Begbies Traynor is a national firm. The rates charged by the various grades of staff that may work on a case are set nationally, but vary to suit local market conditions. The rates applying to the Southend-on-Sea as at the date of this report are as follows.

	Charge-out rate (£ per hour)	Charge-out rate (£ per hour)
	1 May 2011 ~	1 May 2018 -
Grade of staff	30-Apr-16	until further notice
Partner	495	495-550
Director	395	395
Senior Manager	365	365
Manager	315	315
Assistant Manager	270	285
Senior Administrator	235	250
Administrator	185	220
Trainee Administrator	160	n/a
Junior Administrator	n/a	160
Support	160	n/a
cashler	n/a	160
secretarial	n/a	160

Time spent by support staff such as secretarial, administrative and cashlering staff is charged directly to cases lt is not carried as an overhead

Time is recorded in 6 minute units

The office holder may use the services of BTG Contentious Insolvency Division during the course of the case BTG Contentious Insolvency Division is a specialist department of the office holder's firm which provides forensic Investigating services. The current charge-out rates applying to work carried out by BTG Contentious Insolvency Division are as follows:

ite (£ per
16 –
notice

 $^{^1}$ Statement of insolvency Practice 9 (SIP 9) – Remuneration of insolvency office holders in England & Wales

² lbid 1

SIP9 Acorn Fenc	SIP9 Acorn Fencing (South East) Lim - Creditors Voluntary Liquidation - 03AC108.CVL : Time Costs Analysis From 26/02/2016 To 09/02/2017	editors Vol	untary L	iquidatio	n - 03AC	108.CVL	: Time C	osts Ana	alysis Fro	ım 26/02/	/2016 To	09/02/7	2017	
														ı
Staff Grade		Consultant/Par tner	Director	Snr Mngr	Mngr	Asst Mngr	Snr Admin	Admin	Jnr Admin	Support	Total Heurs	Time Cost E	Average hearly rato £	
General Case Administration	Case planning		2.7					10			3.7	1 251 50	338 24	
and Planning	Administration	90			İ		43		04	12	6.5	1 416 50	217 92	
	Total for General Case Administration and Physician	80	2.7				÷	ę.	0.4	12	10.2	2,668 00	281 67	
ě	Appointment								3.1		3.1	496 00	160 00	
Act, Rules and best practice	Banking and Bonding	- 07								0.2	60	341 50	379 44	
	Case Closure						43				43	1 010 50	235 00	
-	Statutory reporting and statement of affeirs]				_							000	
	Total for Compliance with the insolvency Act, Rules and bost practice	20					\$ 4		31	0.2	83	1,848 00	222 66	
Investigations	CDDA and investigations								90		90	00 96	160 00	
	Total for Investigations								90		90	99 00	160 00	
Realisation of assets	Debt collection									}			000	
	Property business and asset sales	60									03	135 00	450 00	
_	Retention of Title/Third party assets												0000	
	Total for Realisation of assets	03									0.3	135 00	450 00	
Trading	Trading								ĺ				000	
	Total for Trading		-										80	
Doaling with all creditors claims	Secured												000	
(including employees),	Others				ı				2.5	0.1	2.6	408 00	156 15	
distributions	Creditors committee										l	J	000	
	Total for Dealing with all creditors claims (Including employees), correspondence and								2.6	0.1	26	406 00	166 16	
Other matters which includes	distributions.	\$8		<u> </u>							0.5	225.00	450.00	
mootings, tax, litigation,	Other	95									0.5	225 00	450 00	
pensions and travel	Tex						11			63	20	417 50	208 75	
	Ligation												900	
	Total for Other metters	10					11	_		03	30	867 50	289 17	
	Total hours by staff grade	2.6	2.7				103	10	99	18	26.0			
	Total time cost by staff grade	1,164.60	1,068 50				2,420 60	185 00	1,056 00	128 00		6,020 60		
	Average hourly rate £	447 88	395 00	000	00 0	000	235 00	185 00	160 00	7111			240 82	
	Total fees drawn to date E											00.0)	

STATEMENT OF EXPENSES

Type of expense	Name of party with whom expense incurred	Amount incurred	Amount discharged	Balance (to be discharged) £
Expenses incurred	with entities not within the Be	egbies Traynor Gr	oup	
Postage	Royal Mail	7 68	0	7 68
Statutory Advertising	HMSO London Gazette	238 20	0	238 20
Specific Penalty Bond	AUA Insolvency Risk Services	18 00	0	18 00
Expenses incurred Traynor Charging F	with entities within the Begbie	es Traynor Group	(for further details	s see Begbies
			_	
Photocopies & Faxes	Begbies Traynor (Central) LLP	25 60	0	25 60